

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

House Bill 2350

By Delegates Burkhammer and Mazzocchi

[Introduced February 13, 2025; referred
to the Committee on Health and Human Resources]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new section,
2 designated §9-2-14, relating to enhancing nutrition in the Supplemental Nutrition
3 Assistance Program.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 2. COMMISSIONER OF HUMAN SERVICES; POWERS, DUTIES AND
RESPONSIBILITIES GENERALLY.**

§9-2-14. Submission of a waiver to enhance nutrition in SNAP.

1 (a) "Candy" means the same as it is defined in section §11-15B-2.
2 (b) "Soft drinks" means the same as it is defined in §11-15B-2.
3 (c) The Secretary of Department of Human Services shall request a waiver from the
4 United States Department of Agriculture to exclude candy and soft drinks from the definition of
5 eligible foods under 7 C.F.R. 271.2. If such waiver is granted, then the Secretary shall prohibit the
6 purchase of candy and soft drinks with benefits provided through the Supplemental Nutrition
7 Assistance Program. If no such waiver is granted, then the cabinet Secretary shall request such a
8 waiver annually until such waiver is granted.

NOTE: The purpose of this bill is to enhance nutrition in the Supplemental Nutrition Assistance Program.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.